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PATENT
ATTORNEY DOCKET NO.: 046601-5114

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Yoshihiko MITAMURA, *et al.*) Confirmation No.: 8074
)
Application No.: 10/681,120) Group Art Unit: 2852
)
Filed: October 9, 2003) Examiner: W. Royer
)
For IMAGE FORMING APPARATUS AND) **Mail Stop Amendment**
DRIVING DEVICE FOR IMAGE)
CARRYING MEMBER WITH BANDING)
SUPPRESSION (As Amended))

Commissioner for Patents
Customer Window, **Mail Stop Amendment**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.111
TRANSMITTAL FORM

1. Transmitted herewith is an Amendment and Request for Reconsideration responding to the Non-Final Office Action dated May 3, 2005.

2. Additional papers enclosed:

- ☒ Submission of Replacement Sheets of Formal Drawings
- ☐ Information Disclosure Statement
- ☐ Drawings: Formal Informal (Correction)
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, ____ references included
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00

Extension of time fee due with this request: \$_____.

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	19	minus	20	0	x \$50 each=	+ \$0.00
Independent Claims (37 C.F.R. §1.16(b))	3	minus	3	0	x \$200 each=	+ \$0.00
[] First presentation of Multiple dependent claim(s)					\$360.00	+ \$
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$0.00

6. Fee Payment

- ☒ No fee is to be paid at this time.
- ☐ The Commissioner is hereby authorized to charge the amount of \$_____ to Deposit Account No. 50-0310.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated August 1, 2005

By: 

David B. Hardy
Reg. No. 47,362

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SUBMISSION OF REPLACEMENT SHEETS OF FORMAL DRAWINGS

Applicants respectfully request approval of the attached two (2) replacement sheets of formal drawings containing Figs. 16-19. The replacement sheets of formal drawings replace the respective sheets of drawings filed in the application on October 9, 2003, and make the figures formal. Additionally, Figs. 17-19 are being amended to include the legend "Prior Art."


Applicants respectfully submit that these drawings introduce no new matter as they conform to the specification and the drawings as originally filed, pursuant to 37 C.F.R. § 1.81(d).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Date: August 1, 2005

By:



David B. Hardy
Reg. No. 47,362

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